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12 National Collegiate Student Loan Trust 2004-2,
13 National Collegiate Student Loan Trust 2005-2,
14 National Collegiate Student Loan Trust 2005-3,
15 and National Collegiate Student Loan Trust 2006-3

16 UNITED STATES BANKRUPTCY COURT

17 DISTRICT OF NEVADA

18 In re:
19 JAVIER MEDINA,
20 Debtor,

21 CASE NO.: BK-S-10-33712-MKN
22 CHAPTER 7

23 JAVIER MEDINA,
24 Plaintiff,

25 ADVERSARY
26 PROCEEDING NO.: 15-01175-mkn

27 v.
28 NATIONAL COLLEGIATE STUDENT LOAN
TRUST 2004-2; NATIONAL COLLEGIATE
STUDENT LOAN TRUST 2005-2; NATIONAL
COLLEGIATE STUDENT LOAN TRUST
2005-3; and NATIONAL COLLEGIATE
STUDENT LOAN TRUST 2006-3, Delaware
Statutory Trust(s).

29 Defendants.

30 **DEFENDANTS' NATIONAL
31 COLLEGIATE STUDENT LOAN
32 TRUST 2004-2, NATIONAL
33 COLLEGIATE STUDENT LOAN
34 TRUST 2005-2, NATIONAL
35 COLLEGIATE STUDENT LOAN
36 TRUST 2005-3 AND NATIONAL
37 COLLEGIATE STUDENT LOAN
38 TRUST 2006-3'S STATEMENT OF
39 UNDISPUTED FACTS IN SUPPORT
40 OF MOTION FOR SUMMARY
41 JUDGMENT**

42 **NOW COMES DEFENDANTS**, National Collegiate Student Loan Trust 2004-2, National
43 Collegiate Student Loan Trust 2005-2, National Collegiate Student Loan Trust 2005-3, AND National
44 Collegiate Student Loan Trust 2006-3 (hereinafter, collectively, "defendants"), pursuant to Local Rule
45 7056(a), who respectfully submit this Statement of Undisputed Facts.

No.	Undisputed Fact	Citation to Evidence
1.	Plaintiff borrowed \$176,926.17 in the form of student loans now owned by defendants.	Declaration of James H. Cummins ("Cummins Decl.") ¶ 4; Declaration of Shannon Splaine ("Splaine Decl.") Ex. A at pp. 33
2.	Plaintiff's student loans owed to defendants are governed by 11 U.S.C. § 523(a)(8).	Cummins Decl. ¶ 11.
3.	Plaintiff has not made any payments on the loans owed to defendants since on or before August 27, 2010, and he currently owes \$263,520.59, including principal and interest.	Cummins Decl. ¶ 4.
4.	Plaintiff's income from 2010 to 2015 was as follows: <ul style="list-style-type: none"> • 2010: \$35,338; • 2011: \$44,771; • 2012: \$53,917; • 2013: \$38,801; • 2014: \$52,918; and • 2015: \$46,453. 	Splaine Decl. Ex. A at pp.7-18.
5.	Plaintiff subscribes to NetFlix, DirectTV, iTunes, T-Mobile, and Cox internet for a combined monthly expense of approximately \$245.00.	Splaine Decl. Ex. A at pp. 19-32.
6.	Plaintiff is a member of both Sam's Club and Costco.	Splaine Decl. Ex. A at pp. 19-32.
7.	Plaintiff enrolls his children in a parochial school at an average cost of \$655.00 per month.	Splaine Decl. Ex. A at pp. 19-32.

Respectfully submitted this 9th day of June, 2016.

LINCOLN, GUSTAFSON & CERCOS, LLP

/s/ Shannon G. Splaine

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